

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CHANTHA SVAY,

Plaintiff,

V.

CERTAINTeed LLC,

Defendant.

Case No. 1:23-cv-00775-KES-EPG

ORDER APPROVING, IN PART, JOINT
STIPULATION TO STAY CASE

(ECF No. 30)

This is a putative class action case that is before the Court on the parties' stipulation to continue the stay of these proceedings. (ECF No. 30). As grounds, the parties state that "Plaintiff intends to file a motion for preliminary approval of the settlement in Madera County Superior Court, and thereafter, anticipates filing a request for dismissal in this action once final approval of the settlement is granted." The parties "request that the Court enter an order to stay this case until either (1) Plaintiff files a request for dismissal after the settlement has been approved and the appeal deadline as passed, if applicable, or (2) the Court enter an Order lifting the stay upon written request of either Party."

Upon review, the Court will approve, in part, the parties' stipulation to continue to stay the case. Specifically, given the parties' representation that they are finalizing their settlement with plans to pursue approval in a related state court action, the Court will continue the stay. However, the Court does not believe it is appropriate to grant an open-ended stay until the settlement has been approved or the parties request that the Court lift the stay.

1 Accordingly, IT IS ORDERED as follows:

2 1. The parties' stipulation (ECF No. 30) is approved, in part.

3 2. This case is stayed until April 7, 2025.

4 a. By this date, the parties shall file an appropriate dispositional document.

5 b. Alternatively, if the parties are unable to file a dispositional document by this date,

6 they shall file a joint status report, advising the Court of the status of the case and

7 providing grounds in support of any request for continuing the stay.

8 IT IS SO ORDERED.

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10 Dated: November 4, 2024

/s/ *Eric P. Groj*
11 UNITED STATES MAGISTRATE JUDGE

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